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5 Attorneys for Defendant  
6 DeANGELO BROTHERS, INC.

7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE COURTHOUSE

11 SUNSET FARMS, INC. a California  
corporation and M. RODONI &  
12 COMPANY, a General Partnership,

13 Plaintiffs,

14 vs.

15 DeANGELO BROTHERS, INC., a  
16 Pennsylvania Corporation and Does 1  
through 20, inclusive,

17 Defendants.  
18

CASE NO. 5:12-cv-03613-LHK

19 **AMENDED STIPULATION**  
**AND ~~PROPOSED~~ ORDER**  
**SELECTING ADR PROCESS**

20 Counsel report that they have met and conferred regarding ADR and have  
21 reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

22 The parties agree to participate in the following ADR process(es):

- 23 ☐ Non-binding Arbitration (ADR L.R. 4)  
24 ☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)  
25 ☒ Mediation (ADR L.R. 6)  
26  
27  
28

1 The parties agree to hold the ADR session by:

2 X the presumptive deadline (*The deadline is 90 days from the date*  
3 *of the order referring the case to an ADR process unless otherwise*  
4 *ordered.*)

5 ☐ other requested deadline \_\_\_\_\_

6 Dated: September, 14 2012

7  
8 By: 

9 John L. Ritchey, III  
10 Austin B. Comstock  
11 ATTORNEYS FOR PLAINTIFFS  
12 SUNSET FARMS, INC., a  
13 California corporation, and M.  
14 RODONI & COMPANY, a  
15 general partnership

16 Dated: September, 14 2012

17 GORDON & REES LLP

18  
19 By: 

20 Roger Mansukhani  
21 Kristin N. Reyna  
22 ATTORNEYS FOR  
23 DEFENDANT DeANGELO  
24 BROTHERS, INC.

25 **~~PROPOSED~~ ORDER**

26 ☒ The parties' stipulation is adopted and IT IS SO ORDERED.

27 ☐ The parties' stipulation is modified as follows, and IT IS SO  
28 ORDERED.

Dated: September 17, 2012

  
LUCY H. KOH

UNITED STATES DISTRICT JUDGE